IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL REVISION No. 227 of 2007

NABAB ALI & ANR.
V/S
LOON SINGH & ORS.

Mr. DD CHITLANGI, for the appellant / petitioner

Date of Order : 17.9.2007

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the petitioner.

The present suit has been filed for cancellation of the decree alleging the decree to have been obtained by fraud. In such circumstances, it cannot be said that the suit is barred requiring to be dismissed under O. 7 Rule 11. The question as to whether fraud is established, or not is a matter to be gone into in the trial of the suit. Thus, I do not find any force in the revision petition. The same is, therefore, dismissed summarily.

(N P GUPTA),J.

/sushil/